

DECLARATION FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**A BIOLOGICAL SAMPLE STORAGE DEVICE AND
METHOD FOR BIOLOGICAL SAMPLE CONTAMINATION TESTING**

the specification of which (check one) _____ is attached hereto x was filed on December 12, 2003, as U.S. Patent Application Serial No. 10/733,766 and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)			Priority Claimed	
<u>Number</u>	<u>Country</u>	<u>Day/Month/Year Filed</u>	<u>Yes</u>	<u>No</u>

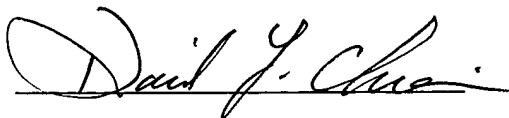
I hereby claim the benefit under Title 35, United States Code, §120 and/or 119(e) of any United States application(s) and/or provisional application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application		Status
<u>Serial No.</u>	<u>Filing Date</u>	<u>Patented, Pending, Abandoned</u>
60/432,665	December 12, 2002	Abandoned
60/435,287	December 23, 2002	Abandoned

I hereby declare that all statements herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or **first** inventor: DAVID Y. CHIEN

Inventor's signature:



Date:

March 16, 2004

Residence: Alamo, California USA

Citizenship: United States

Post Office Address: c/o Chiron Corporation, P.O. Box 8097, Emeryville, CA 94662-8097

Full name of **second** inventor: BRUCE H. PHELPS

Inventor's signature:



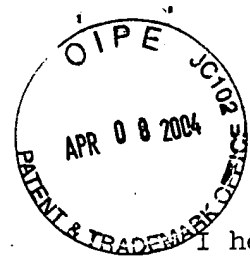
Date:

31 Mar '04

Residence: Clayton, California USA

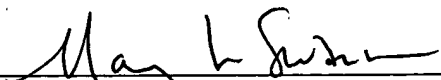
Citizenship: United States

Post Office Address: c/o Chiron Corporation, P.O. Box 8097, Emeryville, CA 94662-8097



PATENT
Atty. Docket No. PP-20001.002

I hereby certify that this paper is being deposited with the United States Postal Service with sufficient postage as first-class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


Nancy L. Swanson


Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: D. CHIEN and B. PHELPS
Confirmation No.: 9349
U.S. Application No. 10/733,766
Filing Date: December 12, 2003
Group Art Unit: 1651
Examiner: Unassigned
For: A BIOLOGICAL SAMPLE STORAGE DEVICE AND
METHOD FOR BIOLOGICAL SAMPLE CONTAMINATION
TESTING

CERTIFICATE UNDER 37 C.F.R. § 3.73(b)

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

CHIRON CORPORATION, a Corporation
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest,
or

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2. ☐ an assignee of an undivided part interest in the patent application/patent identified above by virtue of either:

A. ☒ An Assignment from the inventor(s) of the patent application/patent identified above. The original Assignment was forwarded on April 1, 2004 to the Assignment Branch of the U.S. Patent and Trademark Office for recordation.

B. ☐ A chain of title from the inventor(s) of the patent application/patent identified above to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

2. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.


3. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☒ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the PTO. See MPEP 302-302.8]

The undersigned is empowered to act on behalf of the assignee.

Signature: 
Name: Marcella Lillis
Title: Assistant Secretary
CHIRON CORPORATION

Date: 4-5-04

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Form PTO-1595
(Rev. 03/01)
OMB No. 0651-0002 (exp. 5/31/2002)

APR 08 2004

RECORDATION FORM COVER SHEET
PATENTS ONLY

U.S. DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office

Atty Docket No.: PP-20001.002

To the Director of the U.S. Patent and Trademark Office: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

CHIEN, David Y.
PHELPS, Bruce H.

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

2. Name and address of receiving party(ies)

Name: Chiron Corporation

Internal Address: Intellectual Property Dept., R-338

Street Address: 4560 Horton Street

City: Emeryville State: CA Zip: 94608-2916

☐ Other

3. Nature of conveyance:

☒ Assignment

☐ Merger

☐ Security Agreement

☐ Change of Name

☐ Other _____

Execution Date: March 16, 2004 and March 31, 2004

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Application No.(s)

U.S. Patent Application No. 10/733,766

B. Patent Registration No.(s)

Additional number(s) attached ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: **Chiron Corporation**

Internal Address: **Intellectual Property, Mail Stop R-338**

Street Address: **4560 Horton Street**

City: **Emeryville** State: **CA** Zip: **94608-2916**

6. Total number of applications and patents involved 1

7. Total fee (37 CFR 3.41)..... \$40.00

☒ Enclosed

☐ Authorized to be charged to deposit account,

8. Deposit account number:

03-1664

(Attach duplicate copy of this page if paying by deposit account)

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9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Marcella Lillis (Reg. No. 36,583)

Name of Person Signing

Signature

Date

Total number of pages including cover sheet, attachments, and document: 4

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I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class mail in an envelope addressed to:
Mail Stop Assignment Recordation Services, Director of the U.S. Patent and Trademark Office, P. O. 1450, Alexandria, VA 22313-1450, on this

1st day of April, 2004.

ASSIGNMENT BRANCH

By: Marcella Lillis

ASSIGNMENT

WHEREAS, We, **DAVID Y. CHIEN and BRUCE H. PHELPS** hereinafter referred to as **ASSIGNORS**, have co-invented certain improvements as described and set forth in the below-identified application for United States Letters Patent:

Title of Invention: A BIOLOGICAL SAMPLE STORAGE DEVICE AND METHOD
 FOR BIOLOGICAL SAMPLE CONTAMINATION TESTING

Date of Execution: March 16, 2004 and March 31, 2004

Filing Date: December 12, 2003

Serial No: 10/733,766

WHEREAS, **CHIRON CORPORATION**, located at 4560 Horton Street, Emeryville, California 94608-2916, hereinafter referred to as **ASSIGNEE**, is desirous of acquiring the entire right, title and interest in the said invention and application and in any Letters Patent which may be granted on the same;

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN: Be it known that, for and in consideration of the sum of One Dollar (\$1.00) lawful money paid to **ASSIGNORS** by **ASSIGNEE**, receipt of which is hereby acknowledged, **ASSIGNORS** have sold, assigned and transferred, and by these presents do sell, assign and transfer unto said **ASSIGNEE**, and **ASSIGNEE'S** successors and assigns, all right, title and interest in and to the said invention, said application for United States Letters Patent, and any Letters Patent which may hereafter be granted on the same in the United States and all countries throughout the world including any divisions, renewals, continuations in whole or in part, substitutions, conversions (including conversions claiming priority under 35 U.S.C. § 119(e)), reissues, prolongations or extensions thereof, the said interest to be held and enjoyed by said **ASSIGNEE** as fully and exclusively as it would have been held and enjoyed by said **ASSIGNORS** had this assignment and transfer not been made, to the full end and term of any Letters Patent.

ASSIGNORS also agree that the U.S. serial number and the filing date may be entered above by **ASSIGNEE** or its agents upon designation of the serial number and the filing date by the U.S. Patent and Trademark Office.

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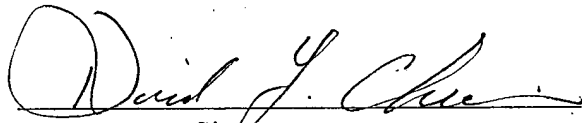
ASSIGNORS further agree that they will, without charge to said ASSIGNEE, but at ASSIGNEE'S expense, cooperate with ASSIGNEE in the prosecution of said application and/or applications, execute, verify, acknowledge and deliver all such further papers, including applications for Letters Patent and for the reissue thereof, and instruments of assignment and transfer thereof, and will perform such other acts as ASSIGNEE lawfully may request, to obtain or maintain Letters Patent for said invention and improvement in any and all countries, and to vest title thereto in said ASSIGNEE, or ASSIGNEE'S successors and assigns.

IN TESTIMONY WHEREOF, ASSIGNORS have hereunto signed their names to this assignment on the dates indicated below.

INVENTOR: DAVID Y. CHIEN

DATE

March 16, 2004

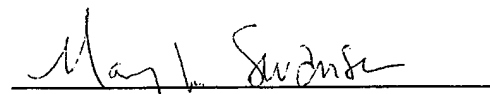

Signature

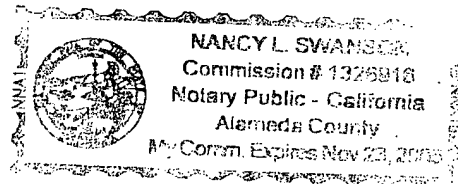
State of California

County of Alameda

On 3/16/04 before me, Nancy Swanson, Notary Public, personally appeared David Y. Chien personally known to me OR proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.


Signature of Notary Public



Notary Seal

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INVENTOR: BRUCE H. PHELPS

DATE 31 March 04

Bruce H. Phelps
Signature

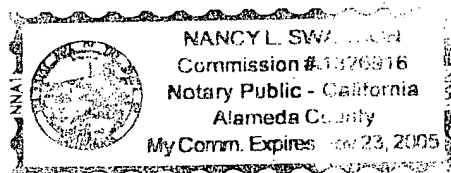
State of California

County of Alameda

On 3/31/04 before me, Nancy L. Swanson, Notary Public, personally appeared Bruce H. Phelps, personally known to me OR proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he/~~she~~/~~they~~ executed the same in his/~~her~~/~~their~~ authorized capacity(ies), and that by his/~~her~~/~~their~~ signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Nancy L. Swanson
Signature of Notary Public



Notary Seal

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